



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

**REGION 8
999 18TH STREET - SUITE 300
DENVER, CO 80202-2466
Phone 800-227-8917
<http://www.epa.gov/region08>**

Ref: 8P-HW

CERTIFIED MAIL - FIRST CLASS MAIL
RETURN RECEIPT REQUESTED

Steven D. Landau
Manager, Environmental Affairs
Cotter Corporation
7800 E. Dorado Place, Suite 210
Englewood, CO 80111

Re: Granting of request for 60-day Extension of the Off-Site Rule Unacceptability Notice for the Impoundments

Dear Mr. Landau:

This letter is to inform you that EPA-Region 8 is granting your request for an additional 60-day extension of the effective date for the Off-Site Rule (OSR) Notice of Unacceptability (NOU) that was originally issued to the Cotter Uranium Mill (Cotter) facility on January 3, 2003. With this extension, the primary and secondary impoundments at the Cotter facility remain temporarily acceptable under the OSR to receive CERCLA waste until October 29, 2003. This extension is applicable only to the two impoundments. All other units at the facility remain unacceptable for the receipt of CERCLA waste, including the following: the rail spur; Ore storage pad 1; Ore storage pad 2; Ore storage pad 3; and the mill processing circuit.

We acknowledge that Cotter has worked diligently to resolve the issues stemming from the NOU. We also agree that many of the issues noted in the NOU have been resolved. Please note that we are close to completing a letter that details the remaining issues including those regarding site transfer to the US Department of Energy (DOE).

If you have any questions, please contact Terry Brown, Region 8 CERCLA Off-Site Rule Coordinator, at (303) 312-6419.

Sincerely yours,

Stephen S. Tuber
Assistant Regional Administrator
Office of Partnerships and Regulatory Assistance

cc: Eugene Potter, CDPHE

